Secret. H.-27—106,000—21-5-49.

HOME (1949) Department.

Pols SERIES.

G.O. No.	3029
Dated	26th July 1949.

[Despatch Abstract.]

FOREIGNERS - Registration of Foreigners Rules, 1939 - Substitution of the words "the whole of India" and "India" respectively for the words "all the Provinces of India" and "the Provinces of India" - Amendment - Notification of the Government of India, Ministry of Home Affairs - Republished

HOME DEPARTMENT.

G.O.No.3029, Dated the 25th July, 1949.

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Foreigners - Registration of Foreigners Rules, 1939 - Substitution of the words "the whole of India" and "India" respectively for the words "all the Provinces of India" and "the Provinces of India" - Amendment - Notification of the Government of India, Ministry of Home Affairs - Republished.

READ--the following papers:-

From the Government of India, Ministry of Home Affairs, New Delhi, dated the 28th May 1949, No.4/2/48. F.I., and dated the 18th July 1949, No.4/2/49-F.I.

From the Government of India, Ministry of Home Affairs, Express letter No.4/2/48,F.I, dated 28th May 1949.

Registration of Foreigners Act, 1939 and Indian Passport Act, 1920 -- Amendment of the

The Government of India have had under consideration the question extending the scope of the Indian Passport Act, 1920 (XXXIV of 1920) and the Registration of Foreigners Act, 1939 (XVI of 1939) to the States which have acceded to the Dominion of India so that the laws in these respects should be uniform throughout the Dominion. As the subject matter of these two Acts fall in the Federal Legislative List (List I) of the seventh schedule to the Government of India Act, 1935, ~~the Government of India Passport (Amendment) Bill, 1949, and the Act, 1935,~~ the Government of India have undertaken the necessary legislation and the two bills called the Indian Passport (Amendment) Bill, 1949, and the Registration of Foreigners (Amendment) Bill, 1949, were passed by the Constituent Assembly (Legislative) during the last session. The bills received the assent of the Governor General on the 28th April 1949 and came into force as Acts No.XXXVI and XXXVII of 1949 with effect from the same date. They were published in the Gazette of India Extraordinary, Part IV, dated the 30th April 1949 a copy of whic is enclosed.

2. A copy of this Ministry's Notification No.4/2/49 F.I, dated 24th May 1949, containing the draft amendments to the Registration of Foreigners Rules, 1939, so as to bring them in conformity with the Act is also enclosed.

3. The question of amending the Indian Passport Rules, 192 so as to bring them in conformity with the new Act is under consideration and a further communication will follow in due course.

Enclosure.

(1)

ACT NO.XXXVI of 1949.

An act to amend the Indian Passport Act, 1920.

WHEREAS it is expedient to amend the Indian Passport Ac 1920 (XXXIV of 1920) for the purposes hereinafter appearing:

It is hereby enacted as follows:

1. Short title - This Act may be called the Indian Passport (Amendment) Act, 1949.

2. Amendment of the long title and the preamble, Act XVI of 1939--In the long title of, and the preamble to, the Registration of Foreigners Act, 1939 (hereinafter referred to as the said Act) for the words "the Provinces of India" the word "India" shall be substituted.

3. Amendment of section 1, Act XVI of 1939--In sub-section (2) of section 1 of the said Act, for the words "all the Provinces of India" the words "the whole of "India" shall be substituted.

4. Amendment of section 3, Act XVI of 1939--In section 3 of the said Act, for the words "the Provinces" wherever they occur, the word "India" shall be substituted.

5. Amendment of section 8, Act XVI of 1939--In section 8 of the said Act, for the figures "1864" the figures "1946" shall be substituted.

6. Addition of new section 9 to Act XVI of 1939--After section 8 of the said Act, the following section shall be added, namely:-

"9. Application of Act to Acceding States--In the application of this Act to any Acceding State, any reference to an enactment in force in the Part "A" states and Part "C" States, but not in force in the Acceding State shall be construed as a reference to the corresponding law, if any, of that State".

Copy of Government of India, Ministry of Home Affairs, No.4-2-49--F.I., dated 24th May 1949.

NOTIFICATION.

The following draft of certain further amendments to the Registration of Foreigners Rules, 1939, which it is proposed to make in exercise of the powers conferred by section 3 of the Registration of Foreigners Act, 1939 (XVI of 1939), is published as required by the said section for the information of all persons likely to be affected thereby, and notice is hereby given that the draft will be taken into consideration on or after the 11th June 1949.

Any objection or suggestion which may be received from any person with respect to the said draft before the date specified will be considered by the Central Government.

DRAFT AMENDMENTS.

In the said Rules--

(i) for the words "all the Provinces of India" wherever they occur the words "the whole of India" shall be substituted; and

(ii) for the words "the Provinces of India" wherever they occur the word "India" shall be substituted.

(BY ORDER OF HIS EXCELLENCY THE GOVERNOR)

S. A. IYENGAR,
DEPUTY SECRETARY TO GOVERNMENT.

To the Superintendent, Government Press, Madras, for publication of the notification in the Fort St. George Gazette.
To the Commissioner of Police, Madras.
To all District Magistrates.
To the Inspector General of Police, Madras.
To the Deputy Inspector-General of Police, Railways and C.I.D. and Provincial Registration Officer, Madras.
To the Superintendent of Police, Special Branch, C.I.D., Madras.

(True copy)

SUPERINTENDENT, M.R.O